

This listing of claims will replace all prior versions, and listings, of claims in the application:

**Listing of Claims:**

1. (Currently Amended) A modular paneling assembly for attachment to a mounting surface, said assembly comprising:

at least one elongated panel member having an upper edge portion and a lower edge portion;

a lower rail formed of cedar wood defining a lower recess for receiving and supporting said lower edge portion of said panel member;

an upper rail defining an upper recess for receiving said upper edge portion of said panel member, said upper recess being deeper than said lower recess;

said upper and lower recesses spaced apart a distance greater than the distance between said upper and lower edge portions such that the panel member is removably retained in said recesses when supported by said bottom rail.

2. (Currently Amended) The modular paneling assembly of claim 1 wherein said lower and upper rails are mounted to a the mounting surface.

3. (Original) The modular paneling assembly of claim 2 wherein said upper rail further comprises a downwardly extending lip, wherein said lip and the mounting surface form said upper recess.

4. (Original) The modular paneling assembly of claim 2 wherein said lower rail further comprises an upwardly extending lip and a base surface, wherein said upwardly extending lip, said base surface and said mounting surface form said lower recess.

5. (Original) The modular paneling construction of claim 2 further comprising at least one fastener for coupling at least one of said top rail and said bottom rail to said mounting surface.

6. (Original) The modular paneling assembly of claim 1 wherein said panel member further comprises at least one longitudinal side having a lip for mating with an adjacent panel member.

7. (Original) The modular paneling assembly of claim 6 wherein said panel member comprises at least one chamfered edge.

8. (Original) The modular paneling assembly of claim 1 wherein said at least one panel member is formed of cedar wood.

9. (Cancelled)

10. (Original) The modular paneling assembly of claim 1 wherein said lower rail is formed of cedar wood.

11. (Cancelled)

12. (Cancelled)

13. (Cancelled)